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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 (SAN FRANCISCO DIVISION)
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17 JENNIFER CHANG, by and through her parents,
NORMAN and LINA CHANG,
18 Plaintiffs,
19 v.
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21 CALIFORNIA SCHOOL FOR THE DEAF,
CALIFORNIA DEPARTMENT OF
22 EDUCATION, and FREMONT UNIFIED
SCHOOL DISTRICT,
23

24 Defendants.

Case No.: C 06-02337 JSW (MEJ)

**STIPULATION AND JOINT MOTION
FOR DISMISSAL OF COMPLAINT AND
CIVIL ACTION AGAINST
DEFENDANT FREMONT UNIFIED
SCHOOL DISTRICT AND [PROPOSED]
ORDER**

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J.C. v. CSD, et al.

Case No. C 06-02337 JSW (MEJ)

STIPULATION AND JOINT MOTION FOR DISMISSAL OF COMPLAINT AND CIVIL ACTION AGAINST DEFENDANT
FREMONT UNIFIED SCHOOL DISTRICT AND [PROPOSED] ORDER

1 Plaintiff J.C., by and through her parents, Norman and Lina C., ("Plaintiffs") and
2 Defendant Fremont Unified School District ("FUSD") stipulate as follows:

3 1. Pursuant to Fed. R. Civ. Proc. 41(a)(1), Plaintiffs and FUSD hereby jointly move
4 this Court to dismiss all legal claims and allegations against FUSD in the civil action Case No.
5 C-06-02337 JSW. Dismissal of this action is made without prejudice.

6 2. As of May 31, 2007, Plaintiff and the FUSD have reached a final negotiated
7 settlement that resolves the legal dispute and allegations against FUSD, as enumerated in ¶¶ 41
8 through 47 of Plaintiff's First Amended Complaint. The Agreement provides that each party
9 waives and releases the other for any claims for attorneys fees and costs in connection with this
10 matter. A copy of the fully executed Settlement Agreement is attached as Exhibit A.

11 3. Having resolved all pending claims against Defendant FUSD in this case,
12 Plaintiffs and FUSD respectfully request that the Court dismiss without prejudice all claims
13 against FUSD in the instant proceeding.

14 4. Settlement between Plaintiff and FUSD does not alter or relinquish any of the
15 pending claims against the remaining Defendants, California School for the Deaf and the
16 California Department of Education, which are still before this Court.

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1 DATED: July 30, 2007

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3 STANFORD LEGAL CLINIC

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5 By: 

6 William S. Koski

7 STANFORD LEGAL CLINIC

8 YOUTH & EDUCATION LAW PROJECT

9 William S. Koski

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11 William F. Abrams

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13 Mazen M. Basrawi

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15 BINGHAM McCUTCHEON, LLP

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17 *Attorneys for Plaintiffs*

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19 Jennifer Chang, by and through her parents,

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21 Norman and Lina Chang

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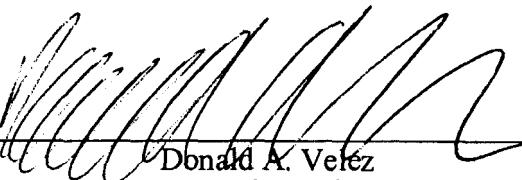
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13 DATED: July 26, 2007

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15 MILLER BROWN & DANNIS

16

17 By: 

18 Donald A. Velez

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20 *Attorneys for Defendant*

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22 Fremont Unified School District

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1 **[PROPOSED] ORDER**

2 Having read and considered the Stipulation and Joint Motion for Dismissal of Defendant
3 Fremont Unified School District, the Court HEREBY ORDERS THAT: Fremont Unified
4 School District shall be dismissed without prejudice from this matter.

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6 DATED: _____
7 July 30, 2007

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Hon. Jeffrey S. White

